

UNITED STATES DISTRICT COURT

Southern

District of

New York

KERYX BIOPHARMACEUTICALS, INC.

SUMMONS IN A CIVIL ACTION

V.

PANION & BF BIOTECH, INC.

CASE NUMBER
07 CV 10376

TO: (Name and address of Defendant)

PANION & BF BIOTECH, INC.
16F NO. 3, YUANQU STREET
NANGANG DISTRICT
TAIPEI, TAIWAN
REPUBLIC OF CHINA

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

GREGG L. WEINER
FRIED, FRANK, HARRIS, SHRIVER & JACOBSON LLP
ONE NEW YORK PLAZA
NEW YORK, NEW YORK 10004-1980

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

NOV 16 2007

CLERK

DATE

(By) DEPUTY CLERK

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	November 19, 2007
NAME OF SERVER <i>(PRINT)</i> Shuai-Sheng (Jackson) Huang	TITLE	Attorney, Partner
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"><input type="checkbox"/> Served personally upon the defendant. Place where served:</div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"><input type="checkbox"/> Returned unexecuted:</div> <div> <input checked="" type="checkbox"/> Other (specify): Service was effected by transmitting the documents to Panion & BF Biotech, Inc., 16F No. 3, Yuanqu Street, Nangang District, Taipei, Taiwan, Republic of China by courier and by express registered mail. </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; align-items: flex-start; margin-top: 20px;"> <div style="width: 30%;"> <p>Executed on <u>November 19, 2007</u></p> <p style="text-align: center; font-size: small;">Date</p> </div> <div style="width: 60%;"> <p><u>Shuai-Sheng (Jackson) Huang</u></p> <p style="text-align: center; font-size: small;">Signature of Server</p> </div> </div> <div style="text-align: center; margin-top: 20px;"> <p><u>15th Fl., Lotus Bldg. 136 Jen Ai Road, Section 3, Taipei 106, Taiwan</u></p> <p style="text-align: center; font-size: small;">Address of Server</p> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

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KERYX BIOPHARMACEUTICALS INC

v.

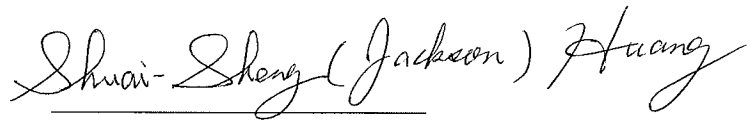
PANION & BF BIOTECH, INC

[AFFIDAVIT/AFFIRMATION] OF
SERVICE

I, Shuai-Sheng (Jackson) Huang of Formosa Transnational Attorneys at Law with offices at 15F, 136, Jen-Ai Road Section 3, Taipei, Taiwan, being duly sworn, MAKE OATH and say/solemnly and sincerely affirm as follows:

1. I am an attorney licensed to practice law in Taiwan, Republic of China. I have been admitted to the Taipei Bar Association since April, 1997 and the New York State Bar Association since November 2005. I am a partner in the firm of Formosa Transnational Attorneys-at-Law, specializing in Taiwan civil and criminal litigation. The facts deposed herein are true and correct and are within my person knowledge except as otherwise stated, and am competent to testify hereto.
2. On November 19, 2007, service of the Summons and Complaint was effected by transmitting the documents to Panion & BF Biotech, Inc., 16F No. 3, Yuanqu Street, Nangang District, Taipei, Taiwan, Republic of China by courier and express registered mail.

Affirmed on this 19th day of November, 2007



Shuai-Sheng (Jackson) Huang